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**NOT FOR PUBLICATION**

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
NEWARK VICINAGE**

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JULIO R. RODRIGUEZ,

Petitioner,

v.

STEPHEN M. D'ILIO ET AL.

Respondents.

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Civil Action No. 15-1958 (SRC)

**OPINION AND ORDER****CHESLER**, District Judge

On March 17, 2015, the Clerk received Plaintiff's Petition for a Writ of Habeas Corpus under 28 U.S.C. § 2254. (Doc No. 1.) The filing fee for a Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254 is five dollars. See 28 U.S.C. § 1914(a). If Plaintiff cannot afford to pay \$5.00, he may submit a properly completed "Application to Proceed In Forma Pauperis Non-Prisoner." Petitioner's affidavit of poverty is insufficient, as he left blank the response to the amount of money in his prisoner trust account. See Doc. No. 1-1.

IT IS, therefore, on this 24<sup>th</sup> day of March 2015,

**ORDERED** that the Clerk shall administratively terminate this matter by making a new and separate entry reading, "CIVIL CASE TERMINATED"; and it is further

**ORDERED** that Petitioner may reopen this matter by submitting, within thirty days from the date of entry of this Opinion and Order, the \$5.00 filing fee or a properly executed form "Application to Proceed In Forma Pauperis Non-Prisoner," accompanied by his 2254 petition; and no statement in this Opinion and Order shall be construed as withdrawal of this Court's jurisdiction; and it is further

**ORDERED** that the Clerk shall serve this Opinion and Order upon Plaintiff by regular U.S. Mail, together with the following blank form: "Application to Proceed In Forma Pauperis Non-Prisoner."



**Stanley R. Chesler**  
**United States District Judge**